

#4

I hereby certify that this correspondence is being sent by facsimile transmission to:

PATENT
Attorney Docket No.: 020574-000110US

at Fax No.: 1-703-308-6916 Fax

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On 26 March 2002

MAR 26 2002

TOWNSEND and TOWNSEND and CREW LLP

PETITIONS OFFICE

By: William Michael Hays

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jason Ashton

Application No.: 09/863,124

Filed: May 22, 2001

For: Internet and wireless integrated virtual presence

Examiner:

Art Unit: 2152

TRANSMITTAL LETTER –
RESPONSE TO NOTICE OF MISSING
PARTS

Attn: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

Sir:

Pursuant to the Notice to File Missing Parts of Nonprovisional Application, dated July 23, 2001, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration and Power of Attorney
- 2) Petition to Extend Time
- 3) Copy of Notice of Missing Parts

Please charge Deposit Account No. 20-1430 for the following fees:

(c) Missing Parts Surcharge \$65.00

TOTAL FEES TO BE CHARGED \$65.00

Jason Ashton
Application No.: 09/863,124
Page 2

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PATENT

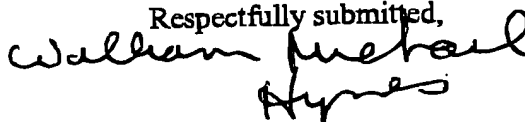
MAR 26 2002

PETITIONS OFFICE

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 20-1430. This Transmittal Letter is submitted in triplicate.

03/26/02

Respectfully submitted,



William Michael Hynes
Reg. No. 24,168

Customer No. 20350

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415 576-0300
WMH:meg

SF 1330145 v1

Atty Docket No. 020574-000110US

PTO FAX NO.: 1-703-308-6916 Fax

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ATTENTION: Office of Petitions
TELEPHONE NO.: 1-703-305-9282

MAR 26 2002

Group Art Unit 2152

PETITIONS OFFICE

OFFICIAL COMMUNICATION**FOR THE PERSONAL**

**ATTENTION OF
OFFICE OF PETITIONS
ASSISTANT COMMISSIONER FOR PATENTS
BOX DAC
WASHINGTON, D.C. 20231**

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MAR 27 2002
PETITIONS OFFICE**

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Jason Ashton, Application No. 09/863,124, filed May 22, 2001 for Internet and wireless integrated virtual presence is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. TRANSMITTAL FORM w/certificate of facsimile transmission
2. FEE TRANSMITTAL FOR FY 2001 with \$1685 fee authorization DA20-1430/submitted in triplicate
3. PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) with \$980 fee authorization DA20-1430/submitted in triplicate
4. TRANSMITTAL LETTER - RESPONSE TO NOTICE OF MISSING PARTS/with exec. Dec. and Power of Attorney, Petition to Extend Time; Copy of Notice of Missing Parts with fee authorization of \$65 DA20-1430/submitted in triplicate
5. PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION with fee authorization of \$640 DA20-1430/submitted in triplicate;

6. PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.136(b)
with Petition fee for small entity - fee \$640 with Reply in the form of
TRANSMITTAL LETTER - RESPONSE TO NOTICE OF MISSING
PARTS with certificate of transmission [37 CFR 1.8(a)] - by facsimile

Number of pages being transmitted, including this page: 30

Dated: 3/26/02

William Michael Hynes
William Michael Hynes, Reg. No. 24,168

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY
RETURN FACSIMILE AT (415) 576-0300**

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, CA 94111-3834
Telephone: 415-576-0200
Fax: 415-576-0300

SF 1330199 v1

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PETITIONS OFFICE

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Please type a plus sign (+) inside this box → ☒**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Applicati n Numb r	09/863,124
Filing Date	May 22, 2001
First Named Inventor	Ashton, Jason
Group Art Unit	2152
Examiner Name	
Attorney Docket Number	020574-000110US

Total Number of Pages in This Submission

1

ENCLOSURES (check all that apply)☒ Fee Transmittal Form☒ Fee Attached☐ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☒ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/ Incomplete Application☒ Response to Missing Parts under 37 CFR 1.52 or 1.53☐ Assignment Papers (for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition☐ Petition to Convert to a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ After Allowance Communication to Group☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please identify below):

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION/\$640 fee authorization DA20-1430/triplicate and PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) Petition Fee \$640/w/Cert. of Transmission [37 CFR 1.8(a)]

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name

Townsend and Townsend and Crew LLP

William Michael Hynes

Reg. No. 24,168

Signature

William Michael Hynes

Date

03/26/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office.

Fax No. (1-703) 308-6916 Fax on

03/26/02

Typed or printed name

William Michael Hynes

Signature

William Michael Hynes

Date

03/26/02

PTO/SB/17 (09-00)

Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

Complete if Known

Application Number 09/863,124
 Filing Date May 22, 2001
 First Named Inventor Ashion, Jason
 Examiner Name
 Group Art Unit 2152
 Attorney Docket No. 020574-000110US

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PETITIONS OFFICE

TOTAL AMOUNT OF PAYMENT (\$) 1685

METHOD OF PAYMENT

1. ☒

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

20-1430

Deposit
Account
Name

Townsend and Townsend and Crew LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17
☒ Applicant claims small entity status.
See 37 CFR 1.27

2. ☐ Payment Enclosed:
☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	180	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20			
3			

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920	112	920	Requesting publication of SIR prior to Examiner action	
113	1,840	113	1,840	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
118	400	218	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
119	1,440	219	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	980
118	320	218	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	640
142	1,280	242	640	Utility issue fee (or reissue)	
143	480	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Sheet	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
148	740	248	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

The Commissioner is authorized to charge any additional fees to the above noted Deposit Account.

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$1685)

SUBMITTED BY

Name (Print/Type)

William Michael Hynes

Registration No. (Attorney/Agent)

24,168

Telephone

415-576-0200

Signature

William Michael Hynes

Date

03/26/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. SF 1330155 v1

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Page 1 of 1

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UNITED STATES PATENT AND TRADEMARK OFFICE

PETITIONS OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/863,124	05/22/2001	Jason Ashton	20574000110

20350
TOWNSEND AND TOWNSEND AND CREW
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 9581

FORMALITIES LETTER



OC00000006329201

Date Mailed: 07/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03 308 6916

*** RX REPORT ***

RECEPTION OK

TX/RX NO	5362
CONNECTION TEL	415 576 0302
CONNECTION ID	TOWNSEND&TOWNSEN
START TIME	03/26(TU)17:06
USAGE TIME	08'59"
PGS.	30
RESULT	OK